P-11

Previous references.

1907-8
(Sep: Revs

File No. 220-07

Serial Nos. 1 — 2

Later references.

Ex 50.26 of 1-9

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1—2

Part B. for may 08

SUBJECT.

Power to the Excise Asst. Inspectors to admit ~~to~~ bail persons arrested under Sect. 34 of the Excise Regn.

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1) From the Excise Commr
No. 8987 & 20.4.08. (D. 4024)
Submits proposals for issuing a notification
authorising the Excise Asst. Inspectors
to admit to bail persons arrested under
Sec 34 of the Excise Regulation.

2) To the Excise Commr and Deputy
Commrs of Districts.
No. 6010-8 & 16.5.08.
Approves of the draft notfn on the
subject

G. R. S. 58

G.R.S. 11] 1907-08

GENERAL AND REVENUE SECRETARIAT

(Sep Rev).

NOTES.

File. No. 220-07

FILE HEADING.

Power to the Excise Asst Inspectors to admit persons arrested under Sec 34 of the Excise Regulation to bail.

From

The Excise Commissioner in Mysore.

No. 8987 Dated 20.4.08 Received 23.4.08.

Diary No. 4024	Enclos.	Spare Copies.	Serial No. 1.

BRIEF ABSTRACT OF LETTER.

Submits proposals for issuing a notification authorizing the Excise Asst Inspectors to admit persons arrested under Sec 34 of the Excise Regulation, to bail

NOTES AND ORDERS.

The very object with which Sec 54 was inserted is not served without the Notification now submitted by the Excise Comr by para 2 under clause (e) of

NOTES—First sheet.

GPB—30,000—20-3-06.

G. R. S. 12]
General and Revenue Secretariat.

S/M File No. 220 of 1907

Serial No.

P.

Noda 11212-E73-07 dy 6/11/07
Asto Local Inspectors & the powers of the Excise Dept are all ~~enforced~~ authorized to exercise therein powers & discharge all the duties conferd & imposed upon them by Sec 34 of the Excise Regn. Of these offices, the Excise Commissioners, the Distt Inspectors alone deserve to some extent to be empowered to admit offenders to bail.
The draft Noda submitted by the Excise Commr seems enough for all purposes & may be approved. A draft is subd accordingly for apl & further orders

Secy 28.6.08

6633
29-6-08

Secy

Subd & Dewan Rev. (St-C)
& 28/6/08

The Draft may be approved by 28.6.08
Secy 30 Apr 08
(Draft approved)

1922
4/5/08

Issue
28/6

Note—Contn sheet.

G. R. S. 12]
General and Revenue Secretariat.

File No. 220 of 1907-08

Serial No.	
2	To The Excise Commr. The Deputy Commrs. No. 6040-8 dy 16/5/08. Approves the draft Notification, ~~empowering~~ Submitted by the Excise Commr. empowering under Sec. 54 A. of the Bypore Excise Regn. all asst Inspectors to admit to bail persons arrested under Sec. 34 of the said Regn.

NOTE—Contn sheet.

GPB-50,00017-3-07

D 4 23/4

8402 4 1

No. 8987

Office of the Excise Commissioner

in Mysore;

Dated Bangalore, 20th April 1908.

S. R. 220-07-1.

From

H.H. Sparkes, Esquire,

Excise Commissioner, in Mysore.

To

C.S. Balasundram Iyer Esquire, B.A.,

Offg. Secretary to the Government of

His Highness the Maharaja of Mysore,

General & Revenue Departments.

Sir,

I have the honor to state that under section 34 of the Mysore Excise Regulation V of 1901 as it stood before the Ammendment Regulation No. V of 1906, all offenders arrested without warrant under the aforesaid section had to be taken to the Excise Inspector or to the nearest Police Station officer before they could be admitted to bail, to appear when summoned before the Excise Office. The insertion of section 5a by the Ammendment Regulation was to avoid the above difficulty by empowering certain officers mentioned in section 34 to admit a person arrested under that section to bail. But the enabling section has not been made use of in as much as no officers or class of officers have been empowered by any Notification. I would, therefore, request that Government may be --- pleased to issue the accompanying notification.

2. In the present condition of the Excise executive staff it is not desirable to invest any officer lower in rank than an Assistant Inspector with power under section 5a. It may be said that even this class of officials is not quite up to the mark in being invested with this power. But considering the area under the charge of an Excise Inspector and also the fact that many Ranges comprise more than one Taluk it is found necessary to empower the Assistant Inspectors who are easily accessible. Besides in many places, through ignorance the Assistant Inspectors are to some extent exercising this power unauthorisedly and many are not cognisant of

of the fact that such powers are not to be exercised by Excise Assistant Inspectors unless specially authorised by Government to do so. If the Assistant Inspectors are not to be authorised under section 5a there are no others who could be so empowered and the insertion of the section will have served no purpose. In these circumstances I beg to request that Government may be pleased to issue the proposed Notification at a very early date.

I have the honor to be,

Sir,

Your most obedient Servant,

for Excise Commissioner in Mysore.

8922

3

G.R.S. 287

File No. 220-07

Serial No. 2

Diary No. of letter replied to 4024

Proceedings of the Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE SECRETARIAT.

(8922)

READ—

Letter no. 8987-

, *the* 190

Date of issue 16 May 08

Signed by

dt 20/4/08 from the Secy Committees for advt a draft notification proposing under Sec 5-A of the Mysore Excise Regn all Amtd Inspectors to admit to bail persons arrested to under Section 340 of the said Regn

ORDER THEREON. No.

Order thereon no 7-L 6049-8

dt 16-5-08

over

SUBJECT

I am directed to refer to the correspondence ending with the letter from the Consulate, Singapore, forwarded with reference to the Consulate, Singapore Gazette, for publication.

Pencil

I think 31 Aug 08

Yours

for Secretary

To The Consul Genl
Netherlands Indies.

Have called the Notice. 7/5/09

14/5

No 76 60 4-7 8/16-5-08 Genl & Rev Secretariat Bangalore

SR 22 08-07-3

NOTIFICATION.

Under section 5A of the Mysore Excise Regulation V of 1901, as ammended by Regulations IV of 1902, V of 1904 and V of 1906, the Government of His Highness the Maharaja are pleased to empower all Excise Assistant Inspectors in the Mysore State to admit any person arrested under section 34 of the Regulation, to bail, to appear, when summoned or otherwise directed, before an Excise Officer having jurisdiction to enquire into the offence in connection with the commission of which such person has been arrested.

Offg. Secretary to the Govt. of Mysore.

Genl. and Rev. Depts.

To The Controller Mysore Gazette for publication in Part III of the Gazette with a request to send 50 Copies to this office and 50 Copies to the Excise Commr for his information & necessary action.

Translated BL 2/15/08

Please see the 50 Copies of this Notification to the Excise Commr are attached to the Proceedings

14/5

Please see the 30 April

Proceedings of the Government of His Highness the Maharaja of Mysore, Financial (Separate Revenue), dated 16th May 1908.

READ—

Letter No. 8987, dated 20th April 1908, from the Excise Commissioner, submitting for approval a draft notification empowering, under Section 5 A of the Mysore Excise Regulation, all Assistant Inspectors to admit to bail persons arrested under Section 34 of the said Regulation.

NO. FL. 6040-8—S. R. 220-07-2, DATED BANGALORE, 16TH MAY 1908.

ORDER THEREON.—Government are pleased to approve of the draft notification referred to and forward it to the Compiler, Mysore Gazette, for publication.

C. S. BALASUNDARAM IYER,
Offg. Secy. to Govt., Gen. & Rev. Depts.

To—The Excise Commissioner in Mysore.
The Deputy Commissioners of Districts.

Notification No. Fl. 6049—S. R. 220-07-3, dated Bangalore, 16th May 1908.

Under Section 5 A of the Mysore Excise Regulation, V of 1901, as amended by Regulations, IV of 1902, V of 1904, and V of 1906, the Government of His Highness the Maharaja are pleased to empower all Excise Assistant Inspectors in the Mysore State to admit any person arrested under Section 34 of the Regulation to bail, to appear, when summoned or otherwise directed, before an Excise Officer having jurisdiction to enquire into the offence in connection with the commission of which such person has been arrested.

C. S. BALASUNDARAM IYER,
Offg. Secy. to Govt., Gen. & Rev. Depts.

To—The Compiler, Mysore Gazette, for publication in Part III of the Gazette in three successive issues with a request to send 50 copies to this office and as many copies to the Excise Commissioner as he may require.

Exd.—C. P. S.